

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named  
Inventor : Peter Nash et al.  
Appln. No. : 10/775,557  
Filed : February 10, 2004  
For : IMMUNOGEN ADHERENCE INHIBITOR  
AND METHOD OF MAKING AND USING  
SAME  
Docket No. : C101.12-0016

Confirmation No.: 1455  
Group Art Unit: 1645  
Examiner: J.A. Hines

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER  
IS BEING TRANSMITTED VIA THE  
PATENT OFFICE EFS, TO THE  
COMMISSIONER FOR PATENTS, P.O.  
BOX 1450, ALEXANDRIA, VA 22313-1450,  
THIS

25 DAY OF May, 2011.

  
PATENT ATTORNEY

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the decision of the  
Primary Examiner mailed January 25, 2011, finally rejecting claims 62-66 and 73-81.

**FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 1.17(b) the fee for filing the Notice of Appeal is:

☐ other than a small entity \$540.00  
☐ small entity \$270.00

☒ A prior Notice of Appeal was filed and fee for filing that Notice of Appeal was paid on  
March 31, 2008.

**EXTENSION OF TIME**

These proceedings are for a patent application and the provisions of 37 C.F.R. § 1.136  
apply.

(a) ☒ Applicant petitions for an extension of time under 37 C.F.R. § 1.17(a)-(d) for the  
total number of months checked below:

EXTENSION MONTHS	FEE FOR OTHER THAN SMALL ENTITY	FEE FOR SMALL ENTITY
<input checked="" type="checkbox"/> one month	\$130.00	\$65.00
<input type="checkbox"/> two months	\$490.00	\$245.00
<input type="checkbox"/> three months	\$1,110.00	\$555.00
<input type="checkbox"/> four months	\$1,730.00	\$865.00

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for one month(s) has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$65.00

or

☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

#### **TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$---

Extension fee (if any) \$65.00

**Total Fee Due \$65.00**

#### **FEE PAYMENT**

☒ The fee in the amount of \$65.00 has been paid electronically.

☐ Charge Deposit Account No. 23-1123, the sum of \$65.00.

The Director is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

Z. Peter Sawicki, Reg. No. 30,214

900 Second Avenue South, Suite 1400

Minneapolis, Minnesota 55402-3319

Phone: (612) 334-3222 Fax: (612) 334-3312